

Kerala Gazette No. 45 dated 11th November 2008.
PART II



SECRETARIAT OF THE KERALA LEGISLATURE

NOTIFICATION

No. 5359/Legn. 1/08/Leg.

Dated, Thiruvananthapuram, 11th November 2008.

The Kerala Tailoring Workers' Welfare Fund (Amendment) Bill, 2008 together with the Statement of Objects and Reasons, the Financial Memorandum is published, under Rule 69 of the Rules of Procedure and Conduct of Business in the Kerala Legislative Assembly.

DR. N. K. JAYAKUMAR,

*Secretary,
Legislative Assembly.*

Twelfth Kerala Legislative Assembly**Bill No. 224**

[Translation in English of “2008-se tIcf XġÂ sXmgnemfn tfa\ n (t`Z-K-Xn) _nÂ” published under the authority of the Governor.]

**THE KERALA TAILORING WORKERS’ WELFARE FUND
(AMENDMENT) BILL, 2008**

A

BILL

to amend the Kerala Tailoring Workers’ Welfare Fund Act, 1994.

Preamble.—WHEREAS, it is expedient to amend the Kerala Tailoring Workers’ Welfare Fund Act, 1994 (16 of 1994) for the purposes hereinafter appearing ;

BE it enacted in the Fifty-ninth Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Kerala Tailoring Workers’ Welfare Fund (Amendment) Act, 2008.

(2) It shall be deemed to have come into force on the 3rd day of January, 2008.

2. *Amendment of section 7.*—In section 7 of the Kerala Tailoring Workers’ Welfare Fund Act, 1994 (16 of 1994), (hereinafter referred to as principal Act),-

(a) for sub-section (1) the following sub-section and proviso shall be substituted, namely:-

“(1) Every tailoring worker and every self employed person shall pay twenty rupees per month and every employer, on the basis of the number of tailoring workers engaged by him, shall pay five rupees per worker per month respectively as contribution :

Provided that in the establishments where more than hundred workers are working, it is sufficient for the employer to pay to the Fund, three rupees each, per worker exceeding hundred, per month.”;

(b) in sub-section (2), the words, “rupees fifteen” shall be omitted ;

(c) after sub-section (4), the following proviso shall be inserted, namely:—

“Provided that where the amount of monthly contribution increases above ten rupees, the Government have no liability to provide grant to the Fund in propotion to such increase.”.

3. *Repeal and saving.*— (1) The Kerala Tailoring Workers’ Welfare Fund (Amendment) Ordinance, 2008 (23 of 2008) is hereby repealed.

(2) Notwithstanding such repeal, anything done or deemed to have been done under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act as amended by this Act.

STATEMENT OF OBJECTS AND REASONS

The registration of employers become too low and the receipt of contribution to the Fund is so meager, in these circumstances in order to achieve the objectives of the collection of more contribution by expending the registration of employers and to enhance the contribution of members in relation with the increase given in the benefits of the members and to attain self-sufficiency of the Board, Government have decided to make necessary amendments in the Kerala Tailoring Workers’ Welfare Fund Act, 1994. Though the Kerala Tailoring Workers’ Welfare Fund (Amendment) Bill, 2007 had been published as Bill Number 93 of the Twelfth Kerala Legislative Assembly the same could not be introduced in the Legislative Assembly.

2. As the Legislative Assembly of the State of Kerala is not in session and the Government is satisfied that immediate legislation is to be made for implementing the above said decision, the Governor of Kerala had promulgated the Kerala Tailoring Workers’ Welfare Fund (Amendment) Ordinance, 2008 (1 of 2008) and the same was published in the Kerala Gazette Extraordinary No. 33 dated 3rd day of January, 2008.

3. Though a Bill to replace Ordinance No.1 of 2008 by an Act of the State Legislature was published as Bill No.156 of the Twelfth Kerala Legislative Assembly, the same could not be introduced in, and passed by the Kerala Legislative Assembly during its session which commenced on the 20th day of February, 2008 and ended on 19th day of March, 2008. In order to keep alive

the provisions of the said Ordinance, the Kerala Tailoring Worker's Welfare Fund (Amendment) Ordinance, 2008 (5 of 2008) was promulgated by the Governor on the 1st day of April, 2008 and the same was published in the Kerala Gazette Extraordinary No. 656 dated 1st day of April, 2008.

4. Though a Bill to replace the Ordinance No.5 of 2008 by an Act of the State Legislature was published as Bill No. 187 of the Twelfth Kerala Legislative Assembly, the same could not be introduced in, and passed by the Kerala Legislative Assembly during its session which commenced on the 23rd day of June, 2008 and ended on 24th day of July, 2008. In order to keep alive the provisions of the said Ordinance, the Kerala Tailoring Workers' Welfare Fund (Amendment) Ordinance, 2008 (23 of 2008) was promulgated by the Governor on the 1st day of August, 2008 and the same was published in the Kerala Gazette Extraordinary No.1675 dated 2nd day of August, 2008.

5. This Bill seeks to replace Ordinance No. 23 of 2008 by an Act of the State Legislature.

FINANCIAL MEMORANDUM

The Bill if enacted and brought in to operation, would not involve any additional expenditure from the Consolidated Fund of the State.

P. K. GURUDASAN
